

Parties Listed On Signature Page

E-Filed: 10/6/2008

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

RAMBUS INC.,

Plaintiff,

vs.

HYNIX SEMICONDUCTOR INC., et al.,

Defendant.

CASE NO.: C 05-00334 RMW

**STIPULATION AND [REDACTED]
ORDER TO SHORTEN THE BRIEFING
SCHEDULE FOR RAMBUS'S
EMERGENCY MOTION TO STRIKE [L.R.
6-2]**

Judge: Hon. Ronald M. Whyte
Courtroom: 6

RAMBUS INC.,

Plaintiff,

vs.

SAMSUNG ELECTRONICS CO., LTD.,
et al.,

Defendant.

CASE NO.: C 05-02298 RMW

RAMBUS INC.,

Plaintiff,

vs.

MICRON TECHNOLOGY INC., et al,

Defendants.

CASE NO. C-06-00244 RMW

1 WHEREAS, the parties exchanged rebuttal expert reports on September 26, 2008;
2 WHEREAS, the Manufacturers served separate rebuttal expert reports on
3 noninfringement;

4 WHEREAS, following the Manufacturers' service of their individual rebuttal
5 reports, Rambus objected to the Manufacturers' submission of four separate rebuttal reports on
6 noninfringement as impermissible under the Joint Case Management Order;

7 WHEREAS, the Manufacturers contend that they are entitled to submit their own
8 individual rebuttal expert reports on noninfringement under the Joint Case Management Order;

9 WHEREAS, on September 30, 2008, the parties met and conferred in good faith
10 regarding Rambus's objections but were unable to resolve their differences, and Rambus
11 indicated its intent to bring an emergency motion to strike three of the Manufacturers' four expert
12 reports on noninfringement;

13 WHEREAS, the parties have agreed that the discovery cutoff for expert
14 depositions of the Manufacturers' noninfringement expert or experts shall be enlarged such that
15 their deposition or depositions can proceed after the Court resolves Rambus's motion to strike;

16 WHEREAS, the parties agree that this will not impact the schedule for filing and
17 resolution of *Daubert* or dispositive motions, or the trial date;

18 WHEREAS, in order to expedite the resolution of Rambus's objections, the parties
19 have agreed to the briefing and hearing schedule set forth below, subject to the Court's approval
20 and availability:

21 NOW, THEREFORE, IT IS ORDERED THAT

22 Rambus shall file its Emergency Motion to Strike on or before October 3, 2008;

23 The Manufacturers will file their opposition(s) on or before October 10, 2008;

24 Rambus will file its reply on or before October 14, 2008;

25 The hearing on Rambus's Emergency Motion to Strike shall be on October 17,
26 2008;

27 The discovery cutoff for expert depositions of the Manufacturers' noninfringement
28 expert or experts shall be enlarged such that their deposition or depositions can proceed after the

1 Court resolves Rambus's motion to strike.

2 SO ORDERED

3 DATED:

10/4/08

Ronald M. Whyte

4 The Honorable Ronald M. Whyte
5 District Judge

1 DATED: October 2, 2008

MUNGER, TOLLES & OLSON LLP

2 SIDLEY AUSTIN LLP

3 McKOOL SMITH P.C.

4
5 By: /s/ Jennifer L. Polse
JENNIFER L. POLSE

6 Attorneys for RAMBUS INC.

7 DATED: October 2, 2008

JULIE HAN
TOWNSEND and TOWNSEND and CREW,
8 LLP

9
10 By /s/ Julie Han
JULIE HAN

11 Attorneys for HYNIX SEMICONDUCTOR
12 INC., HYNIX SEMICONDUCTOR
AMERICA INC., HYNIX
13 SEMICONDUCTOR MANUFACTURING
AMERICA INC., HYNIX
14 SEMICONDUCTOR U.K. LTD., and HYNIX
SEMICONDUCTOR DEUTSCHLAND
15 GmbH

16 DATED: October 2, 2008

SVEN RAZ
WEIL, GOTSHAL & MANGES LLP

17
18 By: /s/ Sven Raz
SVEN RAZ

19 Attorneys for MICRON TECHNOLOGY
20 INC., et. al.

21 DATED: October 2, 2008

ROBERT BEREZIN
WEIL, GOTSHAL & MANGES LLP

22
23 By: /s/ Robert Berezin
ROBERT BEREZIN

24
25 Attorneys for SAMSUNG ELECTRONICS
26 CO., LTD., SAMSUNG ELECTRONICS
AMERICA, INC., SAMSUNG
27 SEMICONDUCTOR, INC., AND SAMSUNG
AUSTIN SEMICONDUCTOR, L.P.

1 DATED: October 2, 2008

VICKIE FEEMAN
ORRICK HERRINGTON & SUTCLIFFE
LLP

2
3 By: /s/ Vickie Feeman
4 VICKIE FEEMAN

5 Attorneys for NANYA TECHNOLOGY
6 CORPORATION and NANYA
7 TECHNOLOGY CORPORATION USA

8 Filer's Attestation:

9 I, Jennifer L. Polse, am the ECF user whose identification and password are being used to
10 file this **STIPULATION AND [PROPOSED] ORDER TO EXTEND THE DEADLINES**
11 **FOR THE MCALEXANDER DEPOSITION AND ANY RELATED DAUBERT**
12 **BRIEFING.** In compliance with General Order 45.X.B, I hereby attest that Julie Han, Sven Raz,
13 Robert Berezin and Vickie Feeman concur in this filing.

14 By: /s/ Jennifer L. Polse
15 Jennifer L. Polse
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